

House Bill 599

By: Representative Floyd of the 99<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act relating to education districts for the election of members of the Board of  
2 Education of Gwinnett County, approved April 7, 1972 (Ga. L. 1972, p. 4058), as amended,  
3 particularly by an Act approved April 17, 1992 (Ga. L. 1992, p. 6337), so as to provide for  
4 the election of members of the board of education in nonpartisan elections; to provide for  
5 submission under Section 5 of the federal Voting Rights Act of 1965, as amended; to provide  
6 for related matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 An Act relating to education districts for the election of members of the Board of Education  
10 of Gwinnett County, approved April 7, 1972 (Ga. L. 1972, p. 4058), as amended, particularly  
11 by an Act approved April 17, 1992 (Ga. L. 1992, p. 6337), is amended by revising Section 1  
12 by adding a new subsection to read as follows:

13 "(h) All elections for members of the Board of Education of Gwinnett County conducted  
14 after January 1, 2010, shall be nonpartisan elections as provided for in Code  
15 Section 21-2-139 of the O.C.G.A. Such nonpartisan elections shall be held in conjunction  
16 with the November general election immediately preceding expiration of the term of office  
17 and conducted as provided in Chapter 2 of Title 21 of the O.C.G.A., the 'Georgia Election  
18 Code.'"

19 **SECTION 2.**

20 Nothing in this Act shall affect the term of office of any member of the Board of Education  
21 of Gwinnett County in office on January 1, 2010. The sitting members shall serve out the  
22 terms of office for which they were elected, and each such member shall be eligible to  
23 succeed himself or herself as provided in this Act.

24 **SECTION 3.**

25 The Board of Education of Gwinnett County shall through its legal counsel cause this Act  
26 to be submitted for preclearance under the federal Voting Rights Act of 1965, as amended,  
27 no later than 45 days after the date on which this Act is approved by the Governor or  
28 otherwise becomes law without such approval.

29 **SECTION 4.**

30 All laws and parts of laws in conflict with this Act are repealed.